

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant(s): Budinger et al.

Application No.: 09/805,328

Filed: March 13, 2001

Title: WINDOW PORTION WITH AN  
ADJUSTED RATE OF WEAR

Group Art Unit: 3723

Examiner: W. Berry, Jr.

Attorney Docket No.: 156US

Assistant Commissioner for Patents  
Washington, D.C. 20231

BY FAX: 6 PAGES TOTAL

**PROOF OF TIMELY FILED RESPONSE UNDER 37 CFR 1.8 (b)**

Sir:

An Office Action was mailed January 30, 2002, setting a one month period for response.

A response was mailed, by certificate of first class mailing, on February 21, 2002, according to the personal knowledge of the undersigned, Barbara A. Wiley, secretary to Gerald K. Kita, registration number 24,125. We became aware that a response was not received by a Notice Of Abandonment mailed September 27, 2002.


Enclosed is a copy of the response signed by Mr. Kita, and a copy of the certificate of mailing signed by me. Further enclosed is a copy of the acknowledgement postcard as sent, and also a copy indicating a receipt stamp of the US Patent And Trademark Office.

We request an acceptance of the response as being timely filed in reply to the Office Action mailed January 30, 2002.

I hereby certify that this correspondence is being facsimile transmitted to: Assistant Commissioner for Patents, Washington, D.C. 20231, FAX number 703-872-9302, on the date indicated below.

Date of transmission by FAX: October 4, 2002Typed Name: Barbara A. WileySignature: 

Respectfully submitted,  
William D. Budinger et al.


By   
Barbara A. Wiley  
FAX No. 302-283-2144  
Gerald K. Kita, Reg. No. 24,125  
Telephone No.: 302-366-0500 ext. 5954

Serial No. 09/805,328  
Attorney Docket No. 156US

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Rodel Docket No. 15645 Serial No. 09/805,328  
Inventor: BUDINGER ET AL.  
THE STAMP OF THE PATENT OFFICE HEREON ACKNOWLEDGES THE RECEIPT, ON THE  
DATE INDICATED, OF THE FOLLOWING:

<input type="checkbox"/> Specification (pp <u>          </u> ) # of Claims <u>          </u>	<input checked="" type="checkbox"/> Amendment <u>ELECTION</u>
<input type="checkbox"/> Drawings (pp <u>          </u> )	<input type="checkbox"/> IDS and Transmittal
<input type="checkbox"/> Application Transmittal	<input type="checkbox"/> Issue Fee Transmittal/Fee \$ <u>          </u>
<input type="checkbox"/> <input type="checkbox"/> Provisional	<input type="checkbox"/> Petition for Extension of Time
<input type="checkbox"/> Fee Calculation Sheet \$ <u>          </u>	<input type="checkbox"/> Other <u>          </u>
<input type="checkbox"/> Assignment Recordation Cover Fee \$ <u>          </u>	<input type="checkbox"/> Other <u>          </u>
<input type="checkbox"/> Declaration/Power of Attorney	
<input type="checkbox"/> Notice of Missing Parts Fee \$ <u>          </u>	
<input type="checkbox"/> Preliminary Amendment	



Rodel Docket No. 15645 Serial No. 09/805,328Inventor: BUDINGER ET AL.

THE STAMP OF THE PATENT OFFICE HEREON ACKNOWLEDGES THE RECEIPT, ON THE DATE INDICATED, OF THE FOLLOWING:

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| <input type="checkbox"/> Specification (pp <u>          </u> )      | <input checked="" type="checkbox"/> Amendment - <u>ELECTION</u>         |
| <input type="checkbox"/> # of Claims <u>          </u>              | <input type="checkbox"/> IDS and Transmittal                            |
| <input type="checkbox"/> Drawings (pp <u>          </u> )           | <input type="checkbox"/> Issue Fee Transmittal/Fee \$ <u>          </u> |
| <input type="checkbox"/> Application Transmittal                    | <input type="checkbox"/> Petition for Extension of Time                 |
| <input type="checkbox"/> <input type="checkbox"/> Provisional       | <input type="checkbox"/> Other <u>                                </u>  |
| <input type="checkbox"/> Fee Calculation Sheet \$ <u>          </u> | <input type="checkbox"/> Other <u>                                </u>  |
| <input type="checkbox"/> Assignment Recordation Cover               | <input type="checkbox"/> Other <u>                                </u>  |
| <input type="checkbox"/> Fee \$ <u>          </u>                   |   |
| <input type="checkbox"/> Declaration/Power of Attorney              |   |
| <input type="checkbox"/> Notice of Missing Parts                    |   |
| <input type="checkbox"/> Fee \$ <u>          </u>                   |   |
| <input type="checkbox"/> Preliminary Amendment                      |   |

